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September 20, 1995

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William F. Caton, Acting Secretary  
Federal Communications Commission  
1919 M, Street, NW  
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION  
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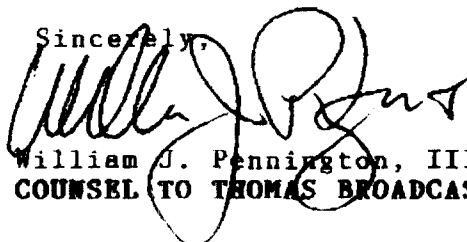
RE: MM Docket No 95-106, RM-8655 (Hayden, Colorado)

Dear Mr. Caton:

Transmitted herewith, on behalf of Thomas Broadcasting, is an original and four (4) copies of their "Reply Comments" associated with the above-captioned proceeding.

Should there be any questions regarding this matter, please do not hesitate to contact the undersigned.

Sincerely,

  
William J. Pennington, III  
COUNSEL TO THOMAS BROADCASTING

WJP/klm  
Enclosure

cc: Certificate of Service

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Before the  
FEDERAL COMMUNICATIONS COMMISSION

SEP 20 1995

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In the Matter of )

Amendment of Section 73.202(b) )

Table of Allotments )

FM Broadcast Stations )

(Hayden, Colorado) )

MM Docket No. 95-106

RM-8655

To: Allocations Branch

REPLY COMMENTS

Thomas Broadcasting ("Thomas"), by their counsel, (hereinafter "Thomas"), hereby submits a Reply to the "Comments and Counterproposal" of 1530 L.L.C. filed in the above referenced proceeding.

1. Thomas originally sought the allocation of FM Channel 251A to Hayden, Colorado as that community's second local FM service. The Counterproposal offered by 1530 L.L.C. sought the allocation of Channel 251C to Meeker, Colorado stating that the use of the channel at Meeker would eliminate both white and gray area while providing service to a greater number of persons.

2. Thomas does not deny that the use of Channel 251C at Meeker would provide the service benefits stated by 1530 L.L.C.. Thomas has found that a substitute channel can be allocated in lieu of Channel 251A at Hayden. Thomas requests that Channel 297A be allotted to Hayden as a second local FM service. Exhibit

E-1 shows that Channel 297A meets all Commission channel spacing requirements for allocation to Hayden.

3. The allocation of Channel 251C to Meeker and Channel 297A to Hayden would allow for not only both of the communities to receive new FM service, but allow for both of the parties involved in this proceeding to receive the allotments they requested.

4. Thomas restates that if the Commission allots either Channel 251A or 297A to Hayden that it will file with the Commission an application seeking that frequency, and if granted a construction permit, will build the station expeditiously.

Accordingly, for the reasons set forth herein, Thomas Broadcasting requests that Channel 297A be allotted to Hayden, Colorado, should it be determined that Channel 251 better serves the public interest if allotted to Meeker, Colorado.

Respectfully submitted,

**THOMAS BROADCASTING**

By: 

William J. Pennington, III  
Its Attorney

William J. Pennington, III  
Attorney at Law  
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Mount Pleasant, SC 29465  
(803) 881-8830


Dated: September 20, 1995

## EXHIBIT 1

HAYDEN, COLORADO

REFERENCE CLASS A DISPLAY  
40 29 42 N SEARCH DATE  
107 15 30 W 09-15-95  
----- CHANNEL 297 -107.3 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KBCR	244A	Steamboat Springs	CO	96.1	34.77	19.0	24.77
KWKKFM	298C	Lakewood	CO	116.4	199.35	169.8	34.35
KPVW.C	296A	Aspen	CO	164.9	146.53	72.0	74.53

  
William J. Pennington, III